UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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TWENTIETH CENTURY FOX FILM CORPORATION, UNIVERSAL CITY STUDIOS PRODUCTIONS LLLP, PARAMOUNT PICTURES CORPORATION, DISNEY ENTERPRISES, INC., CBS BROADCASTING INC., AMERICAN BROADCASTING COMPANIES, INC. and NBC STUDIOS, INC.,

Plaintiffs/Counterclaim-Defendants,

v.

CABLEVISION SYSTEMS CORPORATION and CSC HOLDINGS, INC.,

Defendants/Counterclaim-Plaintiffs.

06 Civ. 3990 (DC)

THE CARTOON NETWORK LP, LLLP and CABLE NEWS NETWORK LP, LLLP,

Plaintiffs/Counterclaim-Defendants,

The Cartoon Network LP. LLLP et al v. CSC Holdings, Inc. et al — Doc. 53

v.

CSC HOLDINGS, INC. and CABLEVISION SYSTEMS CORPORATION,

Defendants/Counterclaim-Plaintiffs/
Third-Party Plaintiffs,

v.

TURNER BROADCASTING SYSTEM, INC., CABLE NEWS NETWORK LP, LLP, TURNER NETWORK SALES, INC., TURNER CLASSIC MOVIES, L.P., LLLP, TURNER NETWORK TELEVISION LP, LLLP, and THE CARTOON NETWORK LP, LLP,

Third-Party Defendants.

06 Civ. 4092 (DC)

~~[PROPOSED]~~ AGREED UPON ORDER

On consent of the parties, the Court will consider Summary Judgment Motions, papers filed by the parties in support and opposition thereto, oral argument, and testimony from expert witnesses at the hearing scheduled for October 31 and November 1, 2006. At the hearing, the Court will be able to assess credibility and to make findings as to the expert testimony presented. All parties agree that the Court will thereby have a sufficient record (which shall also include any undisputed facts) upon which to enter judgment in this litigation (including any judgment that rests on such assessments or findings), unless the Court determines that there are one or more disputed issues of material fact that prevent the entry of judgment. In the event the Court determines that there are such disputed issues of material fact that prevent the entry of judgment, the Court will grant reasonable requests from the parties for additional discovery or proceedings on such issue(s), including the presentation of additional fact or expert testimony, and will rule on such requests at that time.

It is the understanding of the parties that any such additional discovery or proceedings will be conducted as promptly as reasonably possible, consistent with the expedited process followed thus far in the litigation.

Agreed as to form:

IT IS SO ORDERED:

October 27, 2006

Hon. Denny Chin
United States District Judge